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8 Attorneys for Defendants  
9 Mandalay Pictures, LLC d/b/a/ Mandalay Entertainment; Metro-  
Goldwyn-Mayer Studios Inc.

11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14 ROBERT GUICHARD,

15 Plaintiff,

16 vs.

17 MANDALAY PICTURES, LLC d/b/a  
18 MANDALAY ENTERTAINMENT;  
METRO-GOLDWYN-MAYER  
19 STUDIOS, INC; and DOES 1-1,000,

20 Defendants.

Case No. C 04-4363 JSW

**STIPULATION AND ~~[PROPOSED]~~  
ORDER CONTINUING PRE-TRIAL  
AND TRIAL DEADLINES;  
DECLARATION OF DAVID  
GROSSMAN**

Judge: Hon. Jeffrey S. White

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23 Pursuant to N.D. Local Rules 6-2 and 7-12, Defendants Mandalay Pictures,  
24 LLC d/b/a Mandalay Entertainment ("Mandalay") and Metro-Goldwyn-Mayer  
25 Studios Inc. ("MGM") and Plaintiff Robert Guichard hereby submit the following  
26 stipulation:  
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1 WHEREAS, on February 11, 2005 the Court held a hearing on Plaintiff  
2 Guichard's Motions for Preliminary Injunction and also held a Scheduling  
3 Conference in this matter; and

4 WHEREAS, on March 22, 2005, plaintiff Robert Guichard's Motions for  
5 Preliminary Injunction were denied by District Court Judge Jeffrey S. White; and

6 WHEREAS, on March 30, 2005, plaintiff Guichard filed a notice of appeal of  
7 the denial of his Motions for Preliminary Injunction ("the Appeal"); and

8 WHEREAS, over the course of the last two months, the parties have been  
9 involved in considerable motion practice in this Court and before the Ninth Circuit  
10 Court of Appeals; and

11 WHEREAS, plaintiff Guichard's Appeal will likely not be resolved until late  
12 June to early July; and

13 WHEREAS, the Court previously scheduled a Supplemental Joint Statement  
14 to be Filed on May 27, 2005 and scheduled a Further Case Management Conference  
15 for June 3, 2005 at 1:30 p.m.; and

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WHEREAS, the Court previously scheduled additional trial and pre-trial dates and deadlines which the parties to this stipulation have agreed to continue; and therefore, the parties hereby stipulate and agree to the following:

1. The following pre-trial deadlines are hereby continued as stated below:

<u>EVENT</u>	<u>ORIGINAL DATE</u>	<u>NEW DATE</u>
Supplemental Joint Statement to be Filed	May 27, 2005	July 26, 2005
Last day to amend complaint & join additional parties	June 1, 2005	September 15, 2005
Further Case Management Conference	June 3, 2005 (1:30 p.m.)	July 29, 2005 (9:00 a.m.)  This date is selected, instead of the Court's normal day for conferences, because all the parties will already be before the Court for argument on the MPAA Defendants' pending motion to dismiss.
Close of Fact Discovery (liability)	June 15, 2005	October 3, 2005
Expert disclosures and exchange of reports (liability)	July 1, 2005	October 19, 2005
Last day to exchange rebuttal expert reports (liability)	August 1, 2005	November 22, 2005
Close of expert discovery	September 5, 2005	December 15, 2005
Last day to file dispositive motions (liability)	October 7, 2005	January 16, 2006
Last day to hear dispositive motions (liability)	November 4, 2005 (9:00 a.m.)	February 17, 2006 (9:00 a.m.)
Pre-trial Conference	April 24, 2006	July 24, 2006

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GUICHARD

PAGE 01

1		(9:00 a.m.)	(9:00 a.m.)
2	Trial	May 15, 2006	August 21, 2006
3		(8:30 a.m.)	(8:30 a.m.)

Dated: May 27, 2005

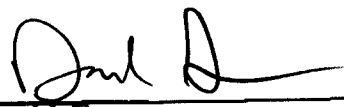
By:

  
 Robert Guichard  
 Plaintiff

Dated: May 27, 2005

LOEB &amp; LOEB LLP

By:

  
 David Grossman  
 Attorneys for Defendants Mandalay  
 Pictures, LLC d/b/a/ Mandalay  
 Entertainment; Metro-Goldwyn-Mayer  
 Studios Inc.
**ORDER**

IT IS SO ORDERED.

Dated: May 31, 2005

/s/ Jeffrey S. White

 HON. JEFFREY S. WHITE  
 UNITED STATES DISTRICT COURT JUDGE